

UNITED STATES DISTRICT COURT
for the
EASTERN DISTRICT OF NORTH CAROLINA

U.S.A. vs. Kelvin Andre Dixon, Sr.

Docket No. 5:18-CR-182-1FL

Petition for Action on Probation

COMES NOW Melissa K. Lunsmann, U.S. Probation Officer of the court, presenting a petition for modification of the Judgment and Commitment Order of Kelvin Andre Dixon, Sr., who, upon an earlier plea of guilty to False Statement and Declaration, in violation of 18 U.S.C. § 152(3), was sentenced by the Honorable Louise W. Flanagan, U.S. District Judge, on December 13, 2018, to 3 years probation under the conditions adopted by the court.

On August 30, 2019, a Violation Report was submitted advising the court that Dixon submitted to urinalysis that tested positive for marijuana use. He enrolled in substance abuse treatment through PORT Human Services and was permitted by the court to continue under supervision.

On January 24, 2020, a Violation Report was submitted advising the court that Dixon submitted to urinalysis that tested positive for marijuana use. He returned to substance abuse treatment and was permitted by the court to continue under supervision.

RESPECTFULLY PRESENTING PETITION FOR ACTION OF COURT FOR CAUSE AS FOLLOWS:

On March 11, 2020, the defendant submitted to urinalysis that was confirmed positive for marijuana use. Dixon was confronted with this result on March 25, 2020, and denied using marijuana, but agreed to comply with sanctions. The defendant signed a Waiver of Hearing agreeing to the proposed modification of supervision.

PRAYING THAT THE COURT WILL ORDER that probation be modified as follows:

1. The defendant shall adhere to a curfew as directed by the probation officer for a period not to exceed 60 consecutive days. The defendant is restricted to his residence during the curfew hours. The defendant shall submit to the following Location Monitoring: Radio Frequency monitoring and abide by all program requirements, instructions and procedures provided by the supervising officer.

Except as herein modified, the judgment shall remain in full force and effect.

Reviewed and approved,

I declare under penalty of perjury that the foregoing
is true and correct.

/s/ Dewayne L. Smith

Dewayne L. Smith
Supervising U.S. Probation Officer


/s/ Melissa K. Lunsmann

Melissa K. Lunsmann
U.S. Probation Officer
200 Williamsburg Pkwy, Unit 2
Jacksonville, NC 28546-6762
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Executed On: March 26, 2020

Kelvin Andre Dixon, Sr.
Docket No. 5:18-CR-182-1FL
Petition For Action
Page 2

ORDER OF THE COURT

Considered and ordered this 27th day of March, 2020, and ordered filed and made a part of the records in the above case.



Louise W. Flanagan
U.S. District Judge